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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/812,466	03/20/2001	Brian Collamore	10010175-1	1951
29139	7590	09/09/2004	EXAMINER	
PHILIPS ELECTRONICS NORTH AMERICAN			NORRIS, TREMAYNE M	
580 WHITE PLAINS ROAD			ART UNIT	
TARRYTOWN, NY 10591			PAPER NUMBER	

2137
DATE MAILED: 09/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/812,466

Applicant(s)

COLLAMORE ET AL.

Examiner

Tremayne M. Norris

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
 - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
 - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
 - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 20 March 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-21 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 20 March 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 3/20/01.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this

Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-21 are rejected under 35 U.S.C. 102(e) as being anticipated by DeLaHuerga (US pat 6,408,330).

Regarding claim 1, DeLaHuerga teaches an image management system, comprising:

an image acquisition device (col.48 lines 24-45);

a computer coupled to the image acquisition device, the computer including logic for receiving a diagnostic image from the image acquisition device (col.44 lines 23-32; col.19 lines 14-43); and

a memory element associated with the computer, where the memory element stores a plurality of electronic signature files (col.42 lines 33-47; col.56 lines 35-37; col.56 lines 52-54);

wherein the computer includes logic for associating one of the plurality of electronic signature files with the diagnostic image (col.42 lines 33-47).

Regarding claim 2, DeLaHuerga teaches each of the plurality of electronic signature files corresponds to a signature of a user of the image management system (col.41 lines 20-30; col.42 lines 33-47).

Regarding claim 3, DeLaHuerga teaches a client application associated with the computer, where the client application instructs the computer to associate one of the plurality of electronic signature tiles with the diagnostic image (col.41 lines 20-30; col.42 lines 33-47).

Regarding claim 4, DeLaHuerga teaches the client application further comprises:

a user interface configured to present to the user of the image management system a plurality of choices from which the user identifies him or herself as the user of the image management system so that the electronic signature file associated with the diagnostic image corresponds to the user of the image management system (col.23 line 58 thru col.24 line 9).

Regarding claim 5,

Regarding claim 6, DeLaHuerga teaches the electronic signature file is associated with the diagnostic image only after the entry of a password (col.24 lines 39-51).

Regarding claim 7, DeLaHuerga teaches a network configured to couple the image acquisition device to the computer; and

a network interface associated with the image acquisition device and the computer, the network interface configured to electronically transfer the diagnostic image over the network (col.17 lines 56-65; col.43 lines 52-55).

Claims 8-14 are substantially equivalent to claims 1-7 respectively, therefore claims 8-14 are rejected because of similar rationale.

Claims 15-21 are substantially equivalent to claims 1-7 respectively, therefore claims 15-21 are rejected because of similar rationale.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tremayne M. Norris whose telephone number is (703) 305-8045. The examiner can normally be reached on M-F 7:30AM-5:00PM alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew Caldwell can be reached on (703) 306-3036. The


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fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Tremayne Norris

August 12, 2004


Andrew Caldwell